

WATERS KRAUS & PAUL
INGRID M. EVANS (179094)
ievans@waterskraus.com
601 Van Ness Avenue, Suite 2080
San Francisco, CA 94102
Telephone: 415/296-6060
214/777-0470 (fax)

BONNETT, FAIRBOURN, FRIEDMAN & BALINT P.C.
ANDREW S. FRIEDMAN (*Pro Hac Vice admission*)
afriedman@bffb.com
KIMBERLY C. PAGE (*Pro Hac Vice admission*)
kpage@bffb.com
2901 N. Central Avenue, Suite 1000
Phoenix, AZ 85012
Telephone: 602/274-1100
602/274-1199 (fax)

Attorneys for Plaintiff and the Putative Class

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

DAPHNE P. RAND, by and through DEBRA
J. DOLCH, as Conservator of the Person and
Estate of DAPHNE P. RAND, Conservatee,
on Behalf of Themselves and All Others
Similarly Situated.

Plaintiff,

vs.

AMERICAN NATIONAL INSURANCE
COMPANY, a Texas corporation.

Defendant.

Case No. CV 09 0639 SI

CLASS ACTION

**JOINT STIPULATION AND
[PROPOSED] ORDER GRANTING
INITIAL CASE MANAGEMENT
CONFERENCE TO BE MOVED TO
NOVEMBER 13, 2009**

Judge Susan Illston

Action Filed: 02/12/09

IT IS STIPULATED BY AND BETWEEN THE PARTIES TO THIS ACTION THAT:

WHEREAS, the status conference in this case is currently set for Friday, October 23, 2009
and Plaintiff's counsel has a conflict during the last few weeks of October 2009;

1 WHEREAS, if convenient to the court, the parties have agreed to move the hearing date of
2 the Initial Case Management Conference to November 13, 2009, in Department 10, at 2:30 p.m.;

3 THEREFORE, it is hereby stipulated between the undersigned parties, through their
4 counsel of record, that the hearing on the Initial Case Management Conference shall be moved to
5 Friday, November 13, 2009, in Department 10, at 2:30 p.m.
6

7 IT IS SO STIPULATED:
8

9
10 DATED: September 28, 2009 WATERS KRAUS & PAUL


11
12 By: /s/ Ingrid M. Evans
13 INGRID M. EVANS
14 Attorneys for Plaintiff DAPHNE P. RAND, by and
through DEBRA J. DOLCH, as Conservator of the
Person and Estate of DAPHNE P. RAND, Conservatee

15 DATED: September 28, 2009 WILSON ELSER MOSKOWITZ EDELMAN & DICKER

16
17 By: /s/ Thomas M. Herilhy
18 THOMAS M. HERILHY
19 Attorneys for Defendant AMERICAN NATIONAL
INSURANCE COMPANY

20 IT IS SO ORDERED.

21 DATED: _____

22
23 By: 
24 The Honorable Susan Illston
25 District Court Judge
26
27
28

PROOF OF SERVICE

Daphne P. Rand, et al. v. American National Insurance Company, et al
Case No. CV 09 0639 SI

I, Teri Sweet, am over eighteen years of age and not a party to the within action; my business address is 3219 McKinney Avenue, Dallas, TX 75204. I am employed in Dallas County, Texas.

I hereby declare that on this date (September 28, 2009), I electronically filed:

**JOINT STIPULATION AND [PROPOSED] ORDER GRANTING INITIAL CASE
MANAGEMENT CONFERENCE TO BE MOVED TO NOVEMBER 13, 2009**


☒ With the Clerk of the Court using the CM/ECF system which will send notification of such filing to:

Andrew Mytelka
Joseph R. Russo
Greer, Herz & Adams, L.L.P.
One Moody Plaza, 18th Floor
Galveston, TX 77550

John C. Ferry
Shivani Nanda
Thomas M. Herlihy
Wilson Elser Moskowitz Edelman & Dicker
525 Market Street, 17th Floor
San Francisco, CA 94102-2725

☐ **(BY MAIL)** I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States mail in **Dallas, Texas**. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same day with the postage thereon fully prepaid at **Dallas, Texas** in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more that one day after date of deposit for mailing affidavit.

I declare under penalty of perjury under the laws of the State of Texas that the above is true and correct. Executed on September 28, 2009, at Dallas, Texas.


Teri Sweet